

**THE ARIZONA STATE BOARD OF PHARMACY
BOARD MEETING**

September 20 & 21, 2006

Arizona State Board of Pharmacy Office
4425 W. Olive Ave., Suite 140
Glendale, AZ 85302

8:00 AM - September 20 and 21, 2006

1. **Approval of Minutes** - Discussion/Action
(Regular Meeting - July 27, 2006)
2. **Reconsideration of Final Disposition of Complaints** - Discussion/Action
A. Rory Albert B. Sean Shaffer
3. **Low Cost - Consideration of Respondent's Petition for Rehearing or Review** - Discussion/Action
4. **Permits & Licenses** - Discussion/Action
(See Schedule "A" - a detailed listing of proposed permits and licenses is posted with the agenda in the Board Office)
5. **License Applications Requiring Board Review** - Discussion/Action
(See Schedule "B" - a detailed listing of license applications is posted with the agenda in the Board Office)
6. **Special Requests** - Discussion/Action
(See Schedule "C" - a detailed listing of special requests is posted with the agenda in the Board Office)
7. **Reports** - Discussion/Action
A. Executive Director
B. Deputy Director
C. Pharmacists Assisting Pharmacists of Arizona (PAPA)
D. Arizona Pharmacy Alliance
8. **Caremark - Remote Verification** - Discussion/Action
9. **Proposed Rules and Substantive Policy** - Discussion/Action
(See Schedule "D" - a detailed listing of proposed rules and substantive policy is posted with the agenda in the Board Office)
10. **Complaint Review - Consumer Complaint Committee Recommendations** - Discussion/Action
(See Schedule "E" - a detailed listing of complaints is posted with the Agenda in the Board Office)
11. **Conferences** - Discussion/Action
(See Schedule "F" - a detailed listing of conferences resulting from consumer complaints, practice issues, and investigations is posted with the Agenda in the Board Office)
12. **Consent Agreements** - Discussion/Action
(See Schedule "G" - a detailed listing of consents is posted with the Agenda in the Board Office)
13. **Committee Recommendations for approval or denial of Pharmacy Technician Trainee Requests for approval to reapply for licensure** - Discussion/Action
(See Schedule "H" - a detailed listing of pharmacy technician trainee requests is posted with the Agenda in the Board Office)

14. **Covance** - Discussion/Action
15. **Approval for Reimbursement of Travel and Registration Expenses for District 7 and 8 Meeting** - Discussion/Action
16. **Hearings** - Discussion/Action
(See Schedule "I" - a detailed listing of consents is posted with the Agenda in the Board Office)
17. **Potential Legislative Issues** - Discussion/Action
 - A. Resident Manufacturer - Change Drug to Prescription Drug
 - B. Emergency Dispensing - Natural Disasters
 - C. Pharmacist In Charge - Multiple Sites
18. **Call to the Public**

Notice is also given that Executive Sessions may be held from time to time during the course of the meeting and any adjournment thereof for discussion and consideration of Personnel Matters (as permitted by A.R.S. § 38-431.03(A)(1); and records exempt by law from public inspection as permitted by A.R.S. § 32-1451.01 (D)&(E) and A.R.S. § 38-431.03(A)(2); for discussion or consideration for legal advice with the Board's legal counsel as permitted by A.R.S. § 38-431.03(A)(3); and for discussion or consultation with the Board's legal counsel in order to consider the Board's position in pending or contemplated litigation as permitted by A.R.S. § 38-431.03(A)(4).

If any disabled person needs any type of accommodation, please notify Cheryl Frush at (623) 463-2727 Extension 128, Requests should be made as early as possible to allow time to arrange the accommodation.

Prepared & Posted 09/18/2006CF

BEFORE THE ARIZONA STATE BOARD OF PHARMACY

September 20 & 21, 2006

Arizona State Board of Pharmacy Office

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Glendale, AZ 85302

SCHEDULE "A"

RESIDENT (Arizona) PHARMACY PERMITS	OWNER	PHARMACIST IN CHARGE
1. The Guidance Center, Inc. 2187 N. Vickey St. Flagstaff, AZ 86004	The Guidance Center, Inc.	Bruce Celiz-Hagen
2. Walgreens #09179 5075 W. Baseline Rd. Phoenix, AZ 85338	Walgreen Arizona Drug Co.	Not Designated
3. Wal-Mart #10-3807 1106 N. Gilbert Rd., Ste. #1 Mesa, AZ 85213	Wal-Mart Stores, Inc.	Amy Cook
4. Wal-Mart Pharmacy #10-4264 7951 N. Oracle Rd. Oro Valley, AZ 85704	Wal-Mart Stores, Inc.	Sarah Titone
5. WR Group, Inc. 1518 W. Knudsen Dr., Suite 102 Phoenix, AZ 85024	Carey Williams	Cynthia Vlosik
6. CVS/pharmacy #1743 13870 Greenway Rd. Surprise, AZ 85374	German Dobson CVS LLC	Not Designated
7. Holbrook Hospital, Inc. 500 E. Iowa Holbrook, AZ 86025	Holbrook Hospital Gov. Board	Not Designated
8. Havasu Regional Med. Center Rehab. 101 Civic Center Lane Lake Havasu City, AZ 86403	Havasus Regional Medical Center, LLC (Ownership Change)	Philip Falzarano
9. Havasu Regional Medical Center 101 Civic Center Lane Lake Havasu City, AZ 86403	Havasus Regional Medical Center, LLC (Ownership Change)	Philip Falzarano

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SCHEDULE "A"

RESIDENT (Arizona) PHARMACY PERMITS		OWNER	PHARMACIST IN CHARGE
10.	Tucson Heart Hospital 4888 N. Stone Ave., Tucson, AZ 85705	Medcath of Tucson LLC (Ownership Change)	Michael Verdugo
11.	Arizona Cancer Center 3838 N. Campbell Ave. Tucson, AZ 85743	University Medical Center	Daniel Butcher
12.	Arizona Rx Solutions, LLC 2431 W. Peoria Ave, #1005 Phoenix, AZ 85029	Arizona Rx Solutions, LLC	Raymond Barone
13.	Safescript Pharmacy 310 N. Wilmot Rd. #310 Tucson, AZ 85711	Sayona Pharmacy Inc.	Allan Bates

SCHEDULE "A" Cont.

NON- RESIDENT (Out of State) PHARMACY PERMITS	OWNER	PHARMACIST IN CHARGE
1. US Bioservices 359 Inverness Dr. South, Suite J Englewood, CO 80112	IHS Acquisition	Kenneth Long
2. Emissary HMO Pharmacy 2546 E. Second St. #100 Casper, WY 82609	Emissary Professional Group, LLC	Sarah Stalber
3. Mt. Laurel Veterinary Pharmacy 17 Mt. Laurel Ave. Birmingham, AL 35242	Mt. Laurel Veterinary Pharmacy	Darren Morton
4. Fairview Specialty Services Pharmacy 711 Kasota Ave. SE Minneapolis, MN 55414	Fairview Pharmacy Services, LLC	Michael Reslick
5. PCM Venture I LLC 5201 Green St., Suite 225 Murray, UT 84123	PCM Venture I LLC	Dale Clifford
6. Prescription Solutions 6800 W. 115 th St., Suite 150 Overland Park, KS 66211-2417	UnitedHealth Group	Frank Whitchurch
7. Anazao Health Corporation 5211-B W 9th Amarillo, TX 79106	Anazao Health Corporation	James Ziolkowski
8. SaveDirectRx, Inc. 4243 Center Gate San Antonio, TX 78217	SaveDirectRx, Inc.	Gregory Webb
9. RX Depot, LLC 317 SW Wilshire Blvd., Ste 100-B Burleson, TX 76028	RX Depot, LLC	Rickey Richey
10. Pharmacy 101, LTD 5620 Jefferson Hwy. Elmwood, LA 70123	Elizabeth Prechter	Cheryl Batiste

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SCHEDULE "A" Cont.

NON-RESIDENT (Out of State) PHARMACY PERMITS	OWNER	PHARMACIST IN CHARGE
11. Icore Healthcare, LLC 855 SW 78 th Ave, Suite 110 Plantation, FL 33324	Green Spring Health Services (Ownership Change)	Kevin Simas
12. Medfusion Pharmacy 2211 5 th St. N., Ste. B Columbus, MS 39705	MedfusionRX, LLC	Kimberly Merritt
13. Borg Warner Family Pharmacy 4005 W. Kilgore Ave. Muncie, IN 47304	CHDM, LLC	Timothy Orr

SCHEDULE "A" Cont.

WHOLESALE PERMITS	OWNER	MANAGER
1. Maricopa County Dept. of Public Health Pharmacy 1645 E. Roosevelt St. Phoenix, AZ 85006 (Full Service)	Maricopa County	Diane Temporado
2. KB Bargain Wholesale Corp. 4480 N. 43 rd Ave. A-4 Phoenix, AZ 85031 (Non-Prescription Wholesale)	KB Bargain Wholesale Corp.	Jennifer Ngyuen
3. Western Research Laboratories 2404 W. 12 th St., Suite 4 Tempe, AZ 85281 (Full Service)	RLC Labs, Inc. (Ownership Change - One of the Three original owners will be the Sole owner)	Dai Jinn

SCHEDULE "A" Cont.

RESIDENT MANUFACTURER	OWNER	PHARMACIST IN CHARGE
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1. Western Research Laboratories 2404 W. 12 th St., Suite 4 Tempe, AZ 85281	RLC Labs, Inc. (Ownership Change) One of the three original Owners will be the sole Owner	Gary Prigge
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BEFORE THE ARIZONA STATE BOARD OF PHARMACY

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SCHEDULE "B"

LICENSE APPLICATIONS REQUIRING BOARD REVIEW

Wednesday - September 20, 2006

- | | | | |
|----|------------------|---|--|
| 1. | Anthony Breeding | - | Request to proceed with Pharmacist licensure
(Current Disciplinary Action in Iowa) |
| 2. | Duane Asp | - | Request to proceed with reciprocity of Pharmacist license
(Previous Disciplinary Action in Wisconsin and Texas) |
| 3. | John Hart | - | Request to proceed with technician licensure
(Felony Conviction) |

Thursday - September 21, 2006

- | | | | |
|----|-----------------|---|--|
| 1. | Guadalupe Rocha | - | Request to proceed with licensure as a Pharmacy Technician
(Has signed a consent order for voluntary surrender of
Pharmacy Technician trainee license) |
|----|-----------------|---|--|

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SCHEDULE "C"

SPECIAL REQUESTS

Wednesday - September 20, 2006

- | | | | |
|----|-----------------------------|---|--|
| 1. | Daniel Osborn | - | Request to terminate probation per Board Order 05-0011-PHR |
| 2. | Craig Westley | - | Request to terminate probation per Board Order 02-0016-PHR |
| 3. | Remon Abd El-Malak | - | Request to accept TSE score of 45 |
| 4. | Undra Patrice Graves-Guyton | - | Request to take NAPLEX exam for the fourth time |

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SCHEDULE "D"

PROPOSED RULES AND SUBSTANTIVE POLICY

PROPOSED RULES

1. R4-23-402 - Counseling - RPh Initials Rule
(Discussion of Public Hearing Results, if necessary.
Approval of Notice of Final Rulemaking and
Economic Impact Statement)
2. R4-23-110, 605, 607 - Drug Wholesaler Rules
(Discussion and approval to proceed)
3. R4-23-202 - RPh Licensure by Examination Rule
(Discussion of Public Hearing Results, if necessary.
Approval of Notice of Final Rulemaking and
Economic Impact Statement)

PROPOSED SUBSTANTIVE POLICY

1. SPS09 - Pharmacist in Charge of a Drug Manufacturer
(Discussion and approval to proceed)

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SCHEDULE "E"

COMPLAINT REVIEW - LIST OF COMPLAINTS BEING REVIEWED

1.	3150	18.	3193
2.	3154	19.	3194
3.	3155	20.	3195
4.	3157	21.	3196
5.	3158	22.	3197
6.	3161	23.	3199
7.	3163	24.	3200
8.	3167	25.	3201
9.	3169	26.	3202
10.	3172	27.	3203
11.	3175	28.	3205
12.	3176	29.	3206
13.	3179	30.	3209
14.	3180	31.	3210
15.	3189	32.	3221
16.	3191	33.	3222
17.	3192	34.	3223
		35.	3183

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SCHEDULE "F"

CONFERENCES - 10:30 AM - Wednesday- September 20, 2006

- | | | | |
|----|-----------------|---|--|
| 1. | COMPLAINT #3142 | - | Doan Phuong, RPh
Fauzia Somani, RPh Supervisor
Phil Burgess, National Director, Pharmacy Affairs |
|----|-----------------|---|--|

CONFERENCES - 1:00 PM - Wednesday - September 20, 2006

- | | | | |
|----|------------------|---|--|
| 2. | COMPLAINT #3077 | - | Donna Long, Pharmacy Technician
Terry Daane, RPh Supervisor |
| 3. | COMPLAINT #3078 | - | Richard Mickle, RPh
Buck Stanford, RPh Supervisor |
| 4. | COMPLAINT #3108 | - | Angie Oh, RPh
Carl Dawson, RPh Supervisor |
| 5. | COMPLAINT #3110 | - | Bill Ng, RPh
Beverly Carpenter, Hospital CEO |
| 6. | COMPLAINT # 3114 | - | Robert Waugh, RPh
Chris Wernke, RPh Supervisor |
| 7. | COMPLAINT #3131 | - | James Thompson, RPh
Greg Shumaker - RPh Supervisor |
| 8. | COMPLAINT #3120 | - | Robert DaSilva RPh
Chris Meilinger, RPh Supervisor |
| 9. | COMPLAINT #3133 | - | Chris Meilinger, Pharmacist In Charge |

CONFERENCES - 1:00 PM - Thursday - September 21, 2006

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|-----|-----------------|---|--|
| 10. | COMPLAINT #3137 | - | Jeff Gubernick, RPh
Mick Calli, RPh Supervisor |
| 11. | COMPLAINT #3140 | - | Paul Sanchez, RPh
Randy Simmons, Pharmacy Technician Trainee
Ed Saba, RPh Supervisor |
| 12. | COMPLAINT #3141 | - | Joel Schulte, RPh
Holly Prieto, RPh Supervisor |

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SCHEDULE "F"

CONFERENCES - 1:00 PM - Thursday- September 21, 2006

13. COMPLAINT #3186 - Dennis Haag, Rph
Representative Dept. of Juvenile Corrections

The following conferences have been postponed until November:

1. COMPLAINT # 3136
2. COMPLAINT # 3152

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SCHEDULE "G"

CONSENTS

- | | | | |
|-----|------------------|---|--------------|
| 1. | Denise Sudkamp | - | 07-0001-PHR |
| 2. | Ryan Lodge | - | 06-0022B-PHR |
| 3. | Bernadette Serna | - | 07-0003-PHR |
| 4. | Guadalupe Rocha | - | 07-0004-PHR |
| 5. | Brandee Provo | - | 07-0005-PHR |
| 6. | Samantha Miles | - | 07-0007-PHR |
| 7. | Brett Roberson | - | 07-0009- PHR |
| 8. | James O'Neil | - | 07-0011-PHR |
| 9. | Richard Pillon | - | 07-0012-PHR |
| 10. | William Brophy | - | 06-0027-PHR |
| 11. | Pamela Bates | - | 07-0006-PHR |

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SCHEDULE "H"

Pharmacy Technician Trainee Requests to reapply for licensure

1. **Janice Haywood**
2. **Brandy Seaman**
3. **Sharon Smith**
4. **Ted Ricketts**
5. **Linda Pritchard**
6. **Gina Bernal**
7. **Cameo Rice**
8. **Bertha Littlehat**
9. **Kimberly Harris**
10. **Brian Williams**
11. **Marla Robles**
12. **Yvelisse Baldwin**
13. **Kathy Anderson**
14. **Emma Barcelo**
15. **Brian Hamilton**
16. **Crystal Mendez**
17. **Theresa Rao**
18. **Jeffrey Montgomery**
19. **Josie Rodriguez**
20. **Vicky Floyd**
21. **Tingirt Alcmaychu**
22. **Lam-Dien Doan**
23. **Delia Bryant**
24. **Mary Stewart**
25. **Adrican Thomas**
26. **Vedrana Djurdjic**
27. **Robin Etheridge**
28. **Mark Montijo**
29. **Aracely Meza**
30. **Shenelle Leon**
31. **Tiffany Lanhart**
32. **Bisrat Edla**
33. **Adrian Valenzuela**
34. **Rebecca Hume**
35. **Paul Glenn**
36. **Lorenla Ramirez**

SCHEDULE "H" Continued

Pharmacy Technician Trainee Requests to reapply for licensure

- 37. Julian Chacon
- 38. Laura Johnson
- 39. Kristin Lawrence
- 40. Teresa LeMaitre
- 41. Allen Fries
- 42. Zelma Haugen
- 43. Virginia Waldrep
- 44. Shewit Tsegal
- 45. Bianca Huerta
- 46. Julie Bell
- 47. Sulaiman Darboh
- 48. Ivette Callejas
- 49. Shannon Cox
- 50. Amanda Smith
- 51. Darcy Reed
- 52. Ok Choo
- 53. Stephanie Ramirez
- 54. Christine Sutton
- 55. Robert Sant
- 56. Todd McGinnis
- 57. Terra Blair
- 58. Pamela Unger
- 59. Wilma Richmond

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**SCHEDULE "I"
HEARING**

September 21, 2006 - 9:00 A.M.

Edward Espino	06-0033-PHR	Motion to Deem
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September 21, 2006 - 10:00 A.M.

Randy Savage	06-0007-PHR	Motion to Deem
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September 21, 2006 - 11:00 A.M.

Denise Sudkamp	06-0016-PHR	
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September 21, 2006 - 1:30 P.M.

Jonathan Corey Ray	05-0030-PHR	Motion to Deem
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